

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

LOOKSMART GROUP, INC.,

Case No. 3:17-cv-04709-JST

Plaintiffs,

V.

MICROSOFT CORPORATION,

Defendant.

**[PROPOSED] ORDER GRANTING
DEFENDANT MICROSOFT
CORPORATION'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL ITS
DAUBERT MOTION TO EXCLUDE
TESTIMONY OF LOOKSMART'S
DAMAGES EXPERT, MICHAEL J.
LASINSKI AND EXHIBIT A TO THE
CHEN DECLARATION IN SUPPORT
THEREOF**

On May 14, 2019, Defendant Microsoft Corporation (“Microsoft”) filed a Motion for Administrative Relief with this Court, pursuant to this Court’s Standing Order and Civil Local Rule 79-5 for permission to file under seal its *Daubert* Motion to Exclude Testimony of LookSmart’s Damages Expert, Michael J. Lasinski and Exhibit A to the Chen Declaration in Support Thereof.

Microsoft has shown each of those documents is “privileged, protectable as a trade secret or otherwise entitled to protection under the law.” Civil L.R. 79-5(b). Moreover, Microsoft has shown “compelling reasons” to rebut the presumption of access to judicial records for each of those documents. Both documents “might be used . . . as sources of business [or technical] information that might harm [Microsoft’s] competitive standing.” *Ctr. for Auto Safety v. Chrysler*

[PROPOSED] ORDER GRANTING MICROSOFT'S ADMIN MOTION
TO FILE UNDER SEAL RE ITS *DAUBERT* MOTION
Case No. 3:17-cv-04709-JST

Grp., LLC, 809 F.3d 1092, 1097 (9th Cir. 2016). Therefore, the Court hereby GRANTS Microsoft’s request to file under seal the following documents:

- The highlighted portions of Defendant Microsoft Corporation’s *Daubert* Motion to Exclude Testimony of LookSmart’s Damages Expert, Michael J. Lasinski; and
- The highlighted portions of Exhibit A to the Declaration of Betty H. Chen in Support of Defendant Microsoft Corporation’s *Daubert* Motion to Exclude Testimony of LookSmart’s Damages Expert, Michael J. Lasinski.

IT IS SO ORDERED.

Date: July 16, 2019


Hon. Jon S. Tiger
United States District Court